

56
jdt. 05.05.2026
jb.

WPA 8826 of 2026
(Pintu Roy vs. State of West Bengal & Ors.)

Mr. Sounak Bhattacharyya
Mr. Sounak Mondal
.... For the Petitioner
Fazlul Haque
.... For the Private Respondent

Affidavit of service filed by the petitioner is taken on record.

None appears for the State and the Panchayat despite service.

It is not in dispute that the petitioner and the private respondent are co-sharers in respect of the plot in question. The petitioner alleges that the private respondent is raising construction without obtaining sanction from the Panchayat and without conversion of the land. The petitioner submitted a representation in this regard before the concerned authority on 30th March, 2026 which is yet to be considered. The petitioner seeks consideration of the same.

Learned counsel for the private respondent submits that the private respondent is raising construction in terms of sanctioned building plan issued by the concerned Panchayat.

Upon consideration of the submission made on behalf of the parties, this Court is of the view that since the petitioner alleges unauthorised construction being raised by the private respondent without conversion of the land and also as representation submitted by him before the concerned authority in this regard is pending, the Pradhan,

Daspur 7/2 Gram Panchayat, being the 8th respondent herein, is directed to consider and dispose of the same within six weeks from the date of communication of this order upon granting reasonable opportunity of hearing to all concerned including the petitioner and the private respondent, in accordance with law.

The parties shall be at liberty to produce all relevant documents in support of their respective contention before the authority at the time of hearing.

The decision taken by the authority shall be communicated to the parties within a week thereof.

The writ petition is accordingly disposed of.

There shall be no order as to costs.

Since no affidavit has been invited, allegations contained in the writ petition shall be deemed not to have been admitted.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities

(Suvra Ghosh, J.)